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FACSIMILE TRANSMISSION

CONFIDENTIAL

DATE: March 15, 2006

CLIENT-MATTER No.: 23540-10616 US

To:

To:		
NAME	FAX NO.	PHONE NO.
USPTO Central Fax No.: 6AU 1649	1-571-273-8300	

FROM: Susan T. Hubl **PHONE:** (415) 875-2316
Fenwick & West LLP
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SENT BY: Tomika Thomas PHONE: (415) 875-2474

NUMBER OF PAGES WITH COVER PAGE: 5 ORIGINAL WILL NOT FOLLOW

**Notice of Appeal
w/3 Month Extension**

09/927,315

CAUTION - CONFIDENTIAL

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PAGE 1/5 * RCV'D AT 3/15/2006 5:36:55 PM [Eastern Standard Time] * SVR:USPTO-EFXRF-3/13 * DNI\$:2738300 * CSID:4152811390 * DURATION (mm:ss)02:38

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TRANSMITTAL FORM

(to be used for all correspondence during pendency of
filed application)

TRANSMITTAL FORM <i>(to be used for all correspondence during pendency of filed application)</i>	Application Number	09/927,315
	Filing Date	August 10, 2001
	First Named Inventor	Charles S. Zuker
	Group Art Unit Number	1649
	Examiner Name	Michael T. Brannock

ENCLOSURES (check all that apply)

- | | |
|--|---|
| <input checked="" type="checkbox"/> Fee Transmittal Form (in duplicate)
<input type="checkbox"/> Check Enclosed | <input type="checkbox"/> Issue Fee Transmittal |
| <input type="checkbox"/> Return Receipt Postcard | <input type="checkbox"/> Letter to Chief Draftsperson |
| <input type="checkbox"/> Response to Notice to File Missing Parts | <input type="checkbox"/> Formal Drawing(s):
<input type="checkbox"/> [] Sheet(s) of Figure(s) [] |
| <input type="checkbox"/> Assignment & Recordation Cover Sheet | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences |
| <input type="checkbox"/> Declaration | <input checked="" type="checkbox"/> Appeal Communication to Group
<i>(Appeal Notice, Brief, Reply Brief)</i> |
| <input type="checkbox"/> Power of Attorney | <input type="checkbox"/> Certified Copy of Priority Document(s) |
| <input type="checkbox"/> Application Data Sheet | <input type="checkbox"/> After Allowance Communication to Group |
| <input type="checkbox"/> Information Disclosure Statement & PTO/SB/08A | <input checked="" type="checkbox"/> Facsimile Cover Sheet |
| <input type="checkbox"/> Copies of IDS Cited References | <input type="checkbox"/> |
| <input type="checkbox"/> Request for Corrected Filing Receipt | <input type="checkbox"/> |
| <input type="checkbox"/> Request for Correction of Recorded Assignment | <input type="checkbox"/> |
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| <input type="checkbox"/> Status Request | <input type="checkbox"/> |
| <input type="checkbox"/> Revocation and Substitute Power of Attorney | <input type="checkbox"/> |

REMARKS:

SIGNATURE OF ATTORNEY OR AGENT

Signature: *Susan T. Hubl*
Attorney/Reg. No.: Susan T. Hubl, Patent Agent, Reg. No.: 47,568 Dated: March 15, 2006

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence, including the enclosures identified above, is being transmitted on the date shown below via facsimile to: Commissioner for Patents at the facsimile number indicated below.

Signature:	<i>Susan T. Hubl</i>		
Typed or Printed Name:	Susan T. Hubl	Dated:	March 15, 2006
Facsimile Number:	1-571-273-8300		

23S40/10616/SF/5164405.1

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**FEE TRANSMITTAL
for FY 2006**

Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT | (\$ 1520.00)

FEE TRANSMITTAL for FY 2006		Complete if Known CENTRAL FAX	
Patent fees are subject to annual revision.		Application Number	09/927,315
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Filing Date	August 10, 2001
		First Named Inventor	Charles S. Zuker, et al.
		Examiner Name	Michael T. Brannock
		Art Unit	1649
TOTAL AMOUNT OF PAYMENT (\$)		1520.00	
		Attorney Docket No.	23540-10516 US

METHOD OF PAYMENT (check all that apply)

- Check Credit Card Money Order Other None
 Prepaid Account

Deposit Account Number

19-2555

Deposit Account Name

Eenwick & West LLP

The Commissioner is authorized to: (check all that apply)

- Charge fee(s) indicated below Credit any overpayments
- Charge all required fee(s) or any underpayment of fee(s) due under 37 CFR §1.16 or §1.17 during the pendency of this application
- Charge fee(s) indicated below, except for the filing fee to the above identified deposit account

FEE CALCULATION

1. BASIC FILING FEE

SUBTOTAL (1)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

	Extra Claims	Fee from below	Fee Paid
Total Claims	-20** =	X	=
Independent Claims	-3** =	X	=
Multiple Dependent			=

<u>Large Entity</u>	<u>Small Entity</u>		
<u>Fee</u>	<u>Fee</u>	<u>Fee Description</u>	
<u>Code</u>	<u>(\$)</u>	<u>Code</u>	<u>(\$)</u>
1202	50	2202	25
			Claims in excess of 20
1201	200	2201	100
			Independent claims in excess of 3
1203	360	2203	180
			Multiple dependent claim, if not paid
1204	200	2204	100
			**Reissue independent claims over original patent
1205	50	2205	25
			**Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) | (\$)
- - - - -

for number previously paid, if greater. For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity	Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1051	130	2051	65	Surcharge - late filing fee or oath or declaration
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet
1053	130	1053	130	Non-English specification
1812	2,520	1812	2,520	For filing a request for ex parte reexamination
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action
1251	120	2251	60	Extension for reply within first month
1252	450	2252	225	Extension for reply within second month
1253	1020	2253	510	Extension for reply within third month
1254	1,590	2254	795	Extension for reply within fourth month
1255	2,160	2255	1,080	Extension for reply within fifth month
1401	500	2401	250	Notice of Appeal
1402	500	2402	250	Filing a brief in support of an appeal
1403	1,000	2403	500	Request for oral hearing
1451	1,510	1451	1,510	Petition to Institute a public use proceeding
1452	500	2452	250	Petition to revive - unavoidable
1453	1,500	2453	750	Petition to revive - unintentional
1501	1,400	2501	700	Utility issue fee (or reissue)
1502	800	2502	400	Design issue fee
1503	1100	2503	550	Plant Issue fee
1460	—	1460	—	Petitions to the Director
1807	50	1807	50	Processing fee for Provisional Applications
1806	180	1806	180	Submission of Information Disclosure Stmt
8021	40	8021	40	Recording each patent assignment per property (times number of properties)
1809	790	2809	395	Filing a submission after final rejection (37 CFR 1.129(a))
1810	790	2810	395	For each additional invention to be examined (37 CFR 1.129(b))
1801	790	2801	395	Request for Continued Examination (RCE)
1802	900	1802	900	Request for expedited examination of a design application

Editorial Team Page Bold

SUBTOTAL (3) (\$ 1520.00

				Complete (if applicable)	
SUBMITTED BY					
Name (Print/Type)	Susan T. Hubl	Registration No. (Attorney/Agent)	47,668	Telephone (415) 875-2316	
Signature	<i>Susan T. Hubl</i>			Date	March 15, 2006

PATENT

IN THE UNITED STATES

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PATENT AND TRADEMARK OFFICE

MAR 15 2006

APPLICANT(S): Charles S. Zuker ,et al.

APPLICATION NO.: 09/927,315

FILING DATE: August 10, 2001

TITLE: Mammalian Sweet Taste Receptors

EXAMINER: Michael T. Brannock, Ph.D.

GROUP ART UNIT: 1649

ATTY. DKT. NO.: 23540-10616 US (2001-510-1)

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Typed or Printed Name:	Susan T. Hubl		
Facsimile Number:	1-571-273-8300		

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 COMMISSIONER FOR PATENTS
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 ALEXANDRIA, VA 22313-1450

NOTICE OF APPEAL

SIR:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner, mailed September 15, 2005, finally rejecting claims 6, 49-51, 56-58, 69-72, 75 and 76.

Pursuant to 37 CFR § 1.17(e), enclosed is payment in the amount of \$1,520.00 for the filing of the Notice of Appeal and a (3) month extension of time.

Respectfully submitted,
 CHARLES S. ZUKER, ET AL.

Dated: 3/15/06

By: Susan T. Hubl, Reg. No.: 47,668
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 Mountain View, CA 94041
 Tel.: (415) 875-2316
 Fax.: (650) 938-5200

03/16/2006 TL0111 00000063 192555 09927315
 01 FC:1401 500.00 DA
 02 FC:1253 1020.00 DA

23540/10616/SF/5164399.1